

**BOROUGH OF LAKEHURST
WORK SESSION/REGULAR MEETING
THURSDAY, OCTOBER 4, 2018
MINUTES**

MEETING OPENED AT 7:30 BY MAYOR HARRY ROBBINS.

ALL STOOD FOR THE PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE.

PUBLIC MEETINGS STATEMENT READ INTO RECORD BY DEPUTY MUNICIPAL CLERK CAPASSO:

“IN COMPLIANCE WITH N.J.S.A. 10:4, OPEN PUBLIC MEETINGS ACT, NOTICE WAS GIVEN TO TWO NEWSPAPERS, AND POSTED, THAT A WORK SESSION AND REGULAR MEETING OF THE MAYOR AND COUNCIL IS SCHEDULED FOR THE FOURTH DAY OF OCTOBER, 2018, WITH THE WORK SESSION TO BEGIN AT THE HOUR OF 7:30 P.M. AND THE REGULAR MEETING TO BEGIN IMMEDIATELY FOLLOWING AT THE LAKEHURST COMMUNITY CENTER, 207 CENTER STREET, LAKEHURST, NEW JERSEY, AT WHICH TIME, THE BUSINESS OF THE BOROUGH WILL BE CONDUCTED.”

ROLL CALL:

ROBIN BUSCH: PRESENT	GARY LOWE: PRESENT
JAMES DAVIS: PRESENT	ROBERT McCARTHY: PRESENT
PATRICIA HODGES: PRESENT	STEVEN OGLESBY: PRESENT
MAYOR HARRY ROBBINS: PRESENT	

WORK SESSION:

REVIEW OF REGULAR MEETING AGENDA:

Deputy Municipal Clerk Capasso reviewed regular meeting agenda.

Announcement made that Ordinance #2018-13 will be removed from the agenda and reintroduced due to the required change to the effective date. It will be readvertised and a public hearing will be held at the next council meeting, October 18th.

PUBLIC COMMENTS ON AGENDA ITEMS:

Time opened: 7:36 pm

Dona Sinton, 501 Rose Street, questioned raffle license for Toms River First Aid Squad.

Mayor Robbins responded when an organization schedules an event that wants to conduct a raffle, the organization needs to apply for a raffle license in the municipality where the event is being held, in this case the La Bove Grande.

Timothy Sinkewitz, 613 Poplar Street, asked what the majority of the projects completed in the recreational area are in regard to Ordinance 2018-12 when only \$700 of the \$41,000 was used for recreational purposes. Mr. Sinkewitz also asked about money left over from Ordinance 2017-05 that was supposed to go to recreational areas as well.

Attorney Sean Gertner explained that a capital improvement ordinance is funded for a certain amount of money and there are times when the capital improvement project funded by the ordinance does not utilize all the money which was allotted. The Chief Financial Officer will then reappropriate the money not utilized to various other projects deemed to be needed.

Mr. Sinkewitz responded that he understands how the appropriation of balances from capital improvement ordinances works, his question is why are there still many recreational areas that still need improvement, with the Chestnut Street ballfield being one area.

Mr. Gertner responded that there is an agreement between the Borough of Lakehurst and the Board of Education that will address the Chestnut Street ballfield. Mr. Gertner added as far as what recreational areas are improved first is all about priority.

Mr. Sinkewitz responded money left over from the 2017 damn project ordinance was to go to improving recreational areas but was used in April of 2018 to improve Borough buildings and again, money left from 2018 ordinances are going towards more improvements for Borough buildings. Mr. Sinkewitz added he is a taxpayer paying high taxes and that he would like to more improvements to recreational areas that are in need instead costly items for borough buildings.

Councilwoman Hodges stated she is pleased with the improvements done around Lake Horicon. Mrs. Hodges also stated that the new playground equipment and swings have been installed.

Councilwoman Busch stated that there is a State Urban and Community Forestry Grant that the Borough can apply for but would need a community volunteer in order to be eligible for the grant.

Councilman Oglesby stated that there is \$400,000 in grant money to be spread across New Jersey and that many municipalities do not apply for this grant.

Mayor Robbins suggested putting an ad in the Manchester Times looking for volunteer involvement.

Time closed: 7:47 pm

ADJOURNMENT OF WORK SESSION:

Motion by: James Davis Seconded by: Steven Oglesby
To adjourn work session. Roll call vote held. All votes affirmative.

APPROVAL OF MINUTES:

Motion by: Robin Busch Seconded by: Gary Lowe
To approve minutes of September 6, 2018 Regular Meeting. Roll call vote held. All votes affirmative.

CONSENT AGENDA:

All matters to be considered to be routine in nature and will be enacted by one motion. There will be no separate discussion of these items. If any discussion is desired by Council, that particular item will be removed from the Consent Agenda and will be considered separately.

RESOLUTIONS:

1. #18-158: Resolution re: Payment of Bills
2. #18-159: Resolution re: Cancellation of Trust Fund balances
3. #18-160: Resolution re: 2019 NJ DOT Municipal Aid grant application for Willow Street
4. #18-161: Resolution re: 2019 NJ DOT Municipal Aid grant application for Orchard Street
5. #18-162: Resolution re: Cross River Fiber installing fiber optic telecommunication equipment in the right-of-way
6. #18-163: Resolution re: Capital Budget Amendment
7. #18-164: Resolution re: Safe Routes to Schools NJ DOT grant
8. #18-165: Resolution re: Raffles License for Toms River First Aid Squad
9. #18-166: Resolution re: Electronic Tax Sale for Delinquent Property Taxes
10. #18-167: Resolution re: School Resource Officer
11. #18-168: Resolution re: Chapter 159 for Stewart Bill 966 grant

ORDINANCES APPROVED ON FIRST READING:

“BOND ORDINANCE PROVIDING FOR WATER UTILITY ASSET MANAGEMENT PLANT, APPROPRIATING \$75,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$75,000 BONDS AND NOTES TO FINANCE THE COSTS THEREOF, AUTHORIZED IN AN BY THE BOROUGH OF LAKEHURST, IN THE COUNTY OF OCEAN, NEW JERSEY” (#18-14)

RESIGNATIONS:

Acceptance of resignation of Public Works laborer Richard Bloschock

Motion by: Steven Oglesby Seconded by: Robin Bush
To approve consent agenda. Roll call vote held. All votes affirmative.

ORDINANCES NOT ON CONSENT AGENDA:

Motion by: Gary Lowe Seconded by: James Davis
To approve on second reading and open the public hearing of Ordinance #2018-11
entitled: "AN ORDINANCE OF THE BOROUGH OF LAKEHURST, IN THE
COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING VARIOUS
IMPROVEMENTS AND TO APPROPRIATE THE SUME OF \$30,000 TO PAY THE
COST THEREOF, FULLY FUNDED BY THE CAPITAL IMPROVEMENT FUND"
Roll call vote held. All votes affirmative.

Time opened: 7:49 pm

NO PUBLIC COMMENT

Time closed: 7:49 pm

Motion by: James Davis Seconded by: Gary Lowe
To adopt Ordinance #18-11. Roll call vote held. All votes affirmative.

Motion by: Gary Lowe Seconded by: James Davis
To approve on second reading and open the public hearing of Ordinance #2018-12
entitled: "AN ORDINANCE OF THE BOROUGH OF LAKEHURST
REAPPROPRIATING THE FUNDED APPROPRIATION BALANCES FOR OTHER
CAPITAL PROJECTS." Roll call vote held. All votes affirmative.

Time opened: 7:51 pm

NO PUBLIC COMMENT

Time closed: 7:51 pm

Motion by: Patricia Hodges Seconded by: Robert McCarthy
To adopt Ordinance #18-12. Roll call vote held. All votes affirmative.

COMMITTEE/COUNCIL REPORTS:

Councilwoman Hodges reported contract negotiation are on going for both Police and AFSCME employees.

Mrs. Hodges also reported the Youth and Recreation Committee held Family Game Night on September 12th and that it was not well attended. Mrs. Hodges added the Youth and Recreation Committee will be looking at what events will be held next year, possibly just a few, since many events held this year were not well attended.

Council President Oglesby reported he had spoken with Gwenne Baile of Camden County, a certified chicken handler and the chairperson for the Camden County Chicken Advisory Board, regarding a chicken ordinance for the Borough. Mr. Oglesby also reported Ms. Baile had given him a copy of Oaklyn's Chicken Ordinance, who had a pilot program for chickens and was revised, along with a copy of Woodbury's Chicken Ordinance. Mr. Oglesby added he will combine those two ordinances along with a template he had gotten from Attorney Sean Gertner and will have an ordinance regarding chickens for the next council meeting.

Councilman Lowe reported the fire trucks "are in good shape".

Councilman McCarthy reported that he attended the Board of Education meeting on September 18th and that the remediation of the school building is going well. Mr. McCarthy added the trailers outside the school are storing items that have been cleaned and sanitized, any items that cannot be cleaned, are being stored in separate trailers and will be destroyed after the approval of the administration; also, the ceiling tiles have been removed in their entirety along with some of the carpets. Mr. McCarthy also added the superintendent reports says the issue that caused the mold problem came from the make-up air unit and its lack of control through the automated system.

Mr. McCarthy also reported by November 12th, new trailers will be placed in front of the school to accommodate the new Pre-K program which will begin on that date.

McCarthy went on to say the PARC testing results are being reviewed by the administration and will have a report at the next Board of Education meeting.

Mr. McCarthy stated under the Board of Education's finance report, monthly bills totaling \$138,066.79 were approved. Mr. McCarthy added the finance report did show a negative cash balance of \$199,485.30. Mr. McCarthy also added the school's business administrator stated that this was due to the slow receipt of state funding and anticipates having the state funding by the next Board of Education meeting.

COMMENTS FROM PUBLIC:

Time opened: 7:55 pm

Jean Roseti, 800 Cedar Street, questioned the chicken ordinance.

Councilman Oglesby responded the ordinance committee is looking at the animal ordinance because it has not been updated for many years.

Mrs. Roseti asked if the Borough has a nuisance or noise ordinance.

Mayor Robbins responded that there is not a noise ordinance.

Mrs. Roseti asked how does the Borough address chickens or roosters making noise early in the morning.

Mayor Robbins responded that the police can be called to file a complaint.

Councilman Oglesby stated the focus of the chicken ordinance is to insure both public and animal safety because there are regulations and potential for diseases. Mr. Oglesby added the second focus is to make sure neighbors of the chicken owners are not negatively impacted. Mr. Oglesby also stated that there will be an advisory board that will collect a licensing fee from the chicken owners and if the person is a first-time chicken owner, they will have to attend a class. Mr. Oglesby added if there is a complaint regarding chickens, it will be the chicken advisory board that will go out to investigate, if the complaint is not resolved, then the code enforcement officer will then be called.

Mrs. Roseti asked when the next meeting will be when the Mayor and Council will be discussing the drug rehabilitation facility.

Mayor Robbins responded that Councilwoman Hodges stated that the Ordinance Committee will be looking at the Land Use Ordinances in January.

Mrs. Roseti questioned Jerry Bove, owner of La Bove Grande, being at the Redevelopment Meeting.

Mayor Robbins stated Mr. Bove was at the Redevelopment meeting to explain what his goal was for the restaurant.

Municipal Clerk Dugan stated that if Mr. Bove files a use variance application with the Land Use Board, residents within 200 feet of the restaurant will then be notified.

Mrs. Roseti was pleased to hear that residents will be notified since she is in the 200 feet radius.

Dona Sinton, 501 Rose Street, questioned why Mr. Bove's attendance was not on the Redevelopment Agenda, and asked whether the Mayor and Council were aware that he was attending the meeting tonight.

Mayor Robbins responded Mr. Bove did not make the Mayor and Council aware he would be attending and added Mr. Bove spoke during the public comments portion of the Redevelopment Meeting.

Timothy Sinkewitz questioned the purchase of five message boards and the need for so many.

Mayor Robbins responded the Borough purchased five message boards for less than the price of one.

Mr. Sinkewitz asked about the money received for the message board that was damaged.

Mayor Robbins responded the Police Department received \$7500.

Mr. Sinkewitz asked if money from the Revitalization Committee paid for the swings at Lake Horicon and the grant money paid for the playground equipment.

Mayor Robbins responded in the affirmative.

Mrs. Sinton asked about the Community Garden.

Councilman Davis responded that it was a successful year for the Community Garden. Mr. Davis added he would have liked more participants but the participants they did have were happy. Mr. Davis also added he is looking forward to next year.

Mrs. Sinton asked if the water spigots were read for this quarter.

Deputy Municipal Clerk Capasso responded the spigot meters were read.

Councilman Oglesby stated he was approached by a resident commending the person responsible for putting the flowers pots along Union Avenue and how beautiful they looked.

Mayor Robbins responded the flower pots are from the Revitalization Committee and Public works planted the mums.

Mrs. Sinton asked when Jenni Cakes will be opening.

Municipal Clerk Dugan responded in November.

Debbie Pease, 305 Manapaqua Avenue, stated her and Amy Lowe will be hosting Community Thanksgiving again this year on Thanksgiving Day at the Lakehurst Community Center from 12 noon to 2 pm.

Time closed: 8:10 pm

CLOSED SESSION:

Deputy Municipal Clerk Capasso reads resolution to go into closed session:

RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P. L. 1975, permits the exclusion of the public from a meeting in certain circumstances, **and**

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey, as follows:

The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.

The general nature of the subject matters to be discussed is as follows:

PERSONNEL MATTERS
CONTRACT NEGOTIATIONS

It is anticipated at this time that the above stated subject matter will be made public.

This resolution shall take effect immediately.

Motion by: James Davis Seconded by: Steven Oglesby
To approve resolution to go into closed session. Roll call vote held. All votes affirmative.

Break 8:07 pm to 8:10 pm

Time into closed session: 8:10 pm

Time out of closed session: 8:24 pm

Motion by: James Davis Seconded by: Robin Busch
To end closed session. Roll call vote held. All votes affirmative.

Motion by: Steven Oglesby Seconded by: Gary Lowe
To adjourn meeting. Roll call vote held. All votes affirmative. Time: 8:24 pm

Maryanne Capasso
Deputy Municipal Clerk